

## **IV. A. Background**

# History of CERCLA & ARARs

---

- 1980 CERCLA enacted
- 1982 Cleanup levels determined site-by-site
- 1985 ARARs concept introduced by EPA
- 1986 SARA amended CERCLA  
Section 121 - adopted ARARs concept

*Background*

# Environmental Defense Fund & the State of New Jersey File Suit

---

- Settlement in 1984 directed EPA to:
  - ➡ Use quantitative health and environmental standards under other programs and
  - ➡ Promulgate a rule to incorporate the use of other environmental standards for remedial response

*Background*

# **Compliance with Other Environmental Statutes Policy**

---

- October 1985
- Policy incorporated into 1985 NCP revisions

*Background*

# **CERCLA Section 121: “Cleanup Standards”**

---

- SARA added Section 121 to CERCLA in 1986
- Section 121 codifies ARARs concept

*Background*

# NCP Subpart E

---

- Hazardous Substances Response
- National Contingency Plan (NCP) implements ARARs requirement

*Background*